DM-10/2003

ATTORNEY DOCKET NO.: RSZ-4

Examiner: C. RODRIGUEZ

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

		ERT G. SCHINAZI ET AL.)									
Serial	No.:	10/791,682) Art Unit: 3763									
Filed:	MAR	CH 2, 2004) Confirmation No.: 2590									
	^		Deposit Account: 04-1403									
		RESTRICTOR DEVICE ICAL APPARATUS) Customer No.: 22827									
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		A 22313-1450 AMENDMENT	01 FC:1806 180.00 GP									
	llowing and 1.98		for the captioned patent application, pursuant to 37 CFR Sections 1.56,									
1.[x]	Attach	hed hereto is:										
	a.[x]	A list citing two items for consideration per Rule 98(a)(1): 1 page(s)										
	b.[]	A legible copy of each patent, publicat 98 and/or as indicated on the attached item(s)	ion, or other item listed per Rule 98(1)(2), unless not required per Rule list(s):									
	c.[]		sted, pursuant to Rule 98(a)(3), a concise explanation of the relevance the individual designated in Rule 56(c) most knowledgeable about the									
		[] Such explanation is provided in the Search Report from a corresponding application enclosed herewith along with any enclosed translation into English.										
2.[X]	This L	information Disclosure Statement is being	; filed [CHECK ONE]:									
	a.[]	WITHIN THREE MONTHS of the application filing date, national stage date of entry, or along with or after a request for continued examination, <u>OR BEFORE</u> the mailing date of a first Office Action on the merits, which ever event occurs last, <u>WHEREFORE</u> per Rule 97(b) NO filing fee or Rule 97(e) certificate is required.										
	b.[X]	X] AFTER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance <u>OR</u> action that otherwise closes prosecution, <u>WHEREFORE</u> PER Rule 97(c) submitted herewith is [CHE ONE]:										
		i.[] Certification per Rule 97(e); O	<u>R</u>									
		ii[X] Filing Fee per Rule 17(p)	\$180.00									
	c.[]	AFTER a Final Action <u>OR</u> Notice of A Rule 97(d) submitted herewith is:	llowance, but BEFORE payment of the issue fee, WHEREFORE per									
		i. Certification per Rule 97(e); A	<u>ND</u>									
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3.[]		97(e) Certification; per Rule 97(e), the un CK ONE]:	dersigned certifying party make the following certification statement									
	a.[]	[] That each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three more										

That no item of information contained in this Information Disclosure Statement was cited in a foreign patent

office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of

prior to the filing of this statement; OR

b.[]

this statement.

			ottom signature; omission here indicates that certification is being								
		made by signer per signature below).	Ciamatama								
		Name:Address:	Signature: Date:								
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			Signature: Amel M. Dayragn								
			Date:								

DM-10/2003 Sheet 1 of 1 Attorney Docket Number: Serial Number: 10/791,682 rmation Disclosure Statement List RSZ-4 By Applicant(s) Applicant: Under 37 CFR Section 1.98(a) (1) ROBERT G. SCHINAZI ET AL. (Use several sheets if necessary) Filing Date: 3/2/04 Group Art Unit: 3763 Confirmation No: 2590

NOTE:

If no indication is made in the column marked "COPY NOTE," the required legible copy of the corresponding item is submitted herewith; otherwise, a copy is not required and/or not submitted, for the following reason(s) [corresponding reason number is listed in "COPY NOTE" column]"

- This item is cumulative, per Rule 98(c) (1)
- (2) A copy of this item was previously cited by or submitted to the U.S. Patent and Trademark Office in:

USSN 10/909,752, filed 8/2/04, or USSN , filed

Relied on under 35 U.S.C. Section 120, per Rule 98(d)

- Both reasons (1) and (2) apply
- (3) (4) No legible complete copy is possessed, in custody of controlled, or readily
- Per the U.S. Patent and Trademark Office's waiver of Rule 98(a)(2)(i), the item (5) is a U.S. patent or patent application publication, and the present application was filed after June 30, 2003.

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		BRON	4	7	9	6	6	6	0	1/10/89	2
		BELLIN ET AL.	4	5	8	9	8	7	2	5/20/86	2

U.S. PATENT APPLICATION PUBLICATIONS												
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*"NO" means that no copy of an English language translation is within the possession, custody, or control of, or is readily available to any individual designated in Rule 56(c).

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Examiner: initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.									